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October 8, 2009

Hon. Madeline Cox Arleo, U.S.M.J.
United States District Court
District of New Jersey
Martin Luther King Building &
U.S. Courthouse, 50 Walnut Street
Newark, NJ 07101

Re: C.R. Bard, Inc. v. Lexington Insurance
Civil Action No. 07-2547 (JAG)

Dear Magistrate Judge Arleo:

We represent C.R. Bard, Inc. ("Bard"), the plaintiff in the above action, which was administratively terminated by Order dated October 23, 2008 (see attached). Pursuant to the Order, Bard hereby requests that the action be re-opened for a final determination of the litigation. We await instruction on how to proceed.

Respectfully submitted,

Jack L. Kolpen

JLK:bc
cc. Jeffrey W. Dillon, Esquire
Richard H. Nicolaides, Esquire

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

C.R. BARD, INC.

Plaintiff,

v.

LEXINGTON INSURANCE,

Defendant,

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Civil Action: 07-2547 (JAG)

ORDER OF DISMISSAL

Closed

It appearing that the above captioned matters has been
administratively stayed,

It is on the day 23rd of OCTOBER, 2008

ORDERED that the Clerk administratively terminate the
action in his records without prejudice to the right of the parties
to reopen the proceedings for good cause shown for the entry of any
stipulation of order, or for any other purpose required to obtain
a final determination of the litigation.

S/Joseph A. Greenaway, Jr.
JOSEPH A. GREEN AWAY, JR. U.S.D.J.